

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/810,302         | 03/26/2004             | Nhut Nguyen           | SAMS01-00320           |

23990  
 DOCKET CLERK  
 P.O. DRAWER 800889  
 DALLAS, TX 75380

CONFIRMATION NO. 8022

## FORMALITIES LETTER



\*OC000000012886294\*

Date Mailed: 06/07/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$900** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents

08/16/2004 FFANAI2 00000068 10810302

01 FC:1001  
 02 FC:1051  
 03 FC:1202

770.00 OP P.O. Box 1450  
 130.00 OP  
 72.00 OP Alexandria VA 22313-1450

*A copy of this notice MUST be returned with the reply.*

*Frederick*

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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

DOCKET NO.: 2003.10.010.NS0  
CLIENT NO.: SAMS01-00320  
Customer No.: 23990



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Nhut Nguyen et al.  
U.S. Serial No. : 10/810,302  
Filed : March 26, 2004  
For : APPARATUS AND METHOD FOR TESTING VOICE SYSTEMS IN  
A TELECOMMUNICATION NETWORK  
Group No. : 2661  
Examiner : Not Yet Assigned

**MAIL STOP MISSING PARTS**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING BY FIRST CLASS MAIL**

Sir:

The undersigned hereby certifies that the following documents:

1. Response to Notice to File Missing Parts of NonProvisional Application;
2. Executed Declaration and Power of Attorney;
3. Check in the amount of \$972.00 (\$770.00 for the Statutory filing fee, \$130.00 for the late oath or declaration surcharge and \$72.00 for the additional claims);
4. Fee Transmittal for FY 2004 (in duplicate);
5. Return copy of the Notice to File Missing Parts of NonProvisional Application; and
6. A postcard receipt.

relating to the above application, were deposited as "First Class Mail" with the United States Postal Service, addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on August 9, 2004

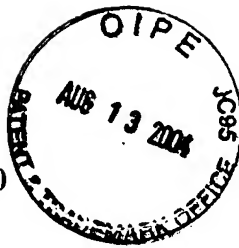
Date: Aug 9, 2004

Date: 9 August 2004

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Kathy Hamilton  
Mailor  
John T. Mockler  
John T. Mockler  
Reg. No. 39,775

DOCKET NO.: 2003.10.010.NS0  
CLIENT NO.: SAMS01-00320  
Customer No.: 23990



PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re provisional application of: Nhut Nguyen et al.  
Serial No. : 10/810,302  
Filed : March 26, 2004  
For : APPARATUS AND METHOD FOR TESTING VOICE  
SYSTEMS IN A TELECOMMUNICATION NETWORK  
Art Unit : 2661  
Examiner : Not Yet Assigned

**MAIL STOP MISSING PARTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF  
NONPROVISIONAL APPLICATION**

In response to the Notice to File Missing Parts of NonProvisional Application dated June 7, 2004, attached are the following documents:

1. Certificate of Mailing by First Class Mail;
2. Executed Declaration and Power of Attorney;
3. Check in the amount of \$972.00 (\$770.00 for the statutory basic filing fee, \$130.00 for the late oath or declaration surcharge and \$72.00 for the additional claims);
4. Fee Transmittal for FY 2004 (in duplicate);

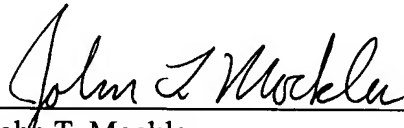
5. Return copy of the Notice to File Missing Parts of NonProvisional Application; and
6. Our postcard receipt.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-0208.

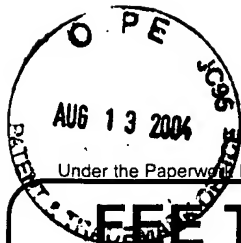
Respectfully submitted,

DAVIS MUNCK, P.C.

Date: 9 August 2004

  
\_\_\_\_\_  
John T. Mockler  
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DUPLICATE

AUG 13 2004

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

# FEE TRANSMITTAL

## for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 972.00)

### Complete if Known

Application Number 10/810,302  
Filing Date March 26, 2004  
First Named Inventor Nhut Nguyen  
Examiner Name Not Yet Assigned  
Art Unit 2661  
Attorney Docket No. 2003.10.010.NS0

### METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number 50-0208

Deposit Account Name Davis Munck

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

### FEE CALCULATION

#### 1. BASIC FILING FEE

| Large Entity |          | Small Entity |          | Fee Description        | Fee Paid    |
|--------------|----------|--------------|----------|------------------------|-------------|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |                        |             |
| 1001         | 770      | 2001         | 385      | Utility filing fee     | 770.00      |
| 1002         | 340      | 2002         | 170      | Design filing fee      |             |
| 1003         | 530      | 2003         | 265      | Plant filing fee       |             |
| 1004         | 770      | 2004         | 385      | Reissue filing fee     |             |
| 1005         | 160      | 2005         | 80       | Provisional filing fee |             |
| SUBTOTAL (1) |          |              |          |                        | (\$ 770.00) |

#### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

|                    |    | Extra Claims |   | Fee from below |     | Fee Paid |
|--------------------|----|--------------|---|----------------|-----|----------|
| Total Claims       | 24 | -20** =      | 4 | x              | 18  | = 72     |
| Independent Claims | 3  | - 3** =      | 0 | x              | 86  | = 0      |
| Multiple Dependent |    |              |   |                | 290 | = 0      |

| Large Entity |          | Small Entity |          | Fee Description  |
|--------------|----------|--------------|----------|--|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |  |
| 1202         | 18       | 2202         | 9        | Claims in excess of 20                                     |
| 1201         | 86       | 2201         | 43       | Independent claims in excess of 3                          |
| 1203         | 290      | 2203         | 145      | Multiple dependent claim, if not paid                      |
| 1204         | 86       | 2204         | 43       | ** Reissue independent claims over original patent         |
| 1205         | 18       | 2205         | 9        | ** Reissue claims in excess of 20 and over original patent |

\*\*or number previously paid, if greater; For Reissues, see above

### FEE CALCULATION (continued)

#### 3. ADDITIONAL FEES

| Large Entity |          | Small Entity |          | Fee Description  | Fee Paid |
|--------------|----------|--------------|----------|--|----------|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |  |          |
| 1051         | 130      | 2051         | 65       | Surcharge - late filing fee or oath  | \$130.00 |
| 1052         | 50       | 2052         | 25       | Surcharge - late provisional filing fee or cover sheet                     |          |
| 1053         | 130      | 1053         | 130      | Non-English specification  |          |
| 1812         | 2,520    | 1812         | 2,520    | For filing a request for ex parte reexamination                            |          |
| 1804         | 920*     | 1804         | 920*     | Requesting publication of SIR prior to Examiner action                     |          |
| 1805         | 1,840*   | 1805         | 1,840*   | Requesting publication of SIR after Examiner action                        |          |
| 1251         | 110      | 2251         | 55       | Extension for reply within first month                                     |          |
| 1252         | 420      | 2252         | 210      | Extension for reply within second month                                    |          |
| 1253         | 950      | 2253         | 475      | Extension for reply within third month                                     |          |
| 1254         | 1,480    | 2254         | 740      | Extension for reply within fourth month                                    |          |
| 1255         | 2,010    | 2255         | 1,005    | Extension for reply within fifth month                                     |          |
| 1401         | 330      | 2401         | 165      | Notice of Appeal   |          |
| 1402         | 330      | 2402         | 165      | Filing a brief in support of an appeal                                     |          |
| 1403         | 290      | 2403         | 145      | Request for oral hearing   |          |
| 1451         | 1,510    | 1451         | 1,510    | Petition to institute a public use proceeding                              |          |
| 1452         | 110      | 2452         | 55       | Petition to revive - unavoidable   |          |
| 1453         | 1,330    | 2453         | 665      | Petition to revive - unintentional   |          |
| 1501         | 1,330    | 2501         | 665      | Utility issue fee (or reissue)   |          |
| 1502         | 480      | 2502         | 240      | Design issue fee   |          |
| 1503         | 640      | 2503         | 320      | Plant issue fee  |          |
| 1460         | 130      | 1460         | 130      | Petitions to the Commissioner  |          |
| 1807         | 50       | 1807         | 50       | Processing fee under 37 CFR 1.17(q)  |          |
| 1806         | 180      | 1806         | 180      | Submission of Information Disclosure Stmt                                  |          |
| 8021         | 40       | 8021         | 40       | Recording each patent assignment per property (times number of properties) |          |
| 1809         | 770      | 2809         | 385      | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 1810         | 770      | 2810         | 385      | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| 1801         | 770      | 2801         | 385      | Request for Continued Examination (RCE)                                    |          |
| 1802         | 900      | 1802         | 900      | Request for expedited examination of a design application                  |          |

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 130.00)

### SUBMITTED BY

Name (Print/Type) John T. Mockler

Registration No. 39,775  
(Attorney/Agent)

(Complete if applicable)

Telephone 972-628-3600

Signature

*John T. Mockler*

Date

9 Aug. 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.  
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.